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01/31/02

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PTO/SB/16 (10-01)

Approved for use through 10/31/2002. OMB#0511-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

PLANT PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications filed under 37 CFR 1.53(b))

Attorney Docket No.

First Named Inventor

S CHRISTOPHER EARLY

Title

Express Mail Label No.

ADDRESS TO:
Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

APPLICATION ELEMENTS
 See MPEP chapters 600 & 1600 concerning plant patent application contents.

- | | |
|--|---|
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17)
<i>(Submit an original, and a duplicate for fee processing)</i> | 7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) |
| 2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. | 8. <input type="checkbox"/> 37 CFR 3.73(b) Statement
<i>(when there is an assignee)</i> |
| 3. <input checked="" type="checkbox"/> Specification [Total Pages] 3 <ul style="list-style-type: none"> - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Latin name of genus and species - Variety denomination - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings - Detailed Botanical Description - A single claim - Abstract of the Disclosure | 9. <input type="checkbox"/> English Translation Document (if applicable) |
| 4. <input checked="" type="checkbox"/> Color drawing(s) [Total Sheets] 2
<i>(2 copies required - 37 CFR 1.76(b))</i> | 10. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations |
| 5. Oath or Declaration [Total Pages] 1 <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d))
 <i>(for continuation/divisional with Box 16 completed)</i> | 11. <input type="checkbox"/> Preliminary Amendment |
| 6. <input type="checkbox"/> DELETION OF INVENTOR(S)
<i>Signed statement attached deleting Inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</i> | 12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)
<i>(Should be specifically itemized)</i> |
| e. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76. | 13. <input type="checkbox"/> Certified Copy of Priority Document(s)
<i>(If foreign priority is claimed)</i> |
| | 14. <input type="checkbox"/> Request Nonpublication under 35 U.S.C. 122
<i>(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</i> |
| | 15. <input type="checkbox"/> Other:
....
.... |

Note: Please state the Latin name and variety denomination of the plant claimed in a separate section of the specification.

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76.

Continuation Divisional Continuation-in-part (CIP) of prior application No.: _____

Prior application information: Examiner _____ At Unit _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label					or <input checked="" type="checkbox"/> Correspondence address below
Name	S CHRISTOPHER EARLY				
Address	4341 HARRIS VALLEY RD				
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Name (Print/Type)	S CHRISTOPHER EARLY	Registration No. (Attorney/Agent)
Signature		
	Date	1/21/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

A/Plant
J10/059400
D1017 U.S. PRO
01/31/02

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FEE TRANSMITTAL**for FY 2002**

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 255)

Complete if Known

Application Number	
Filing Date	
First Named Inventor	S CHRISTOPHER EARLY
Examiner Name	
Group Art Unit	
Attorney Docket No.	

METHOD OF PAYMENT (check off that apply)

Check Credit card Money Order Other None

 Deposit Account:

Deposit Account Number	
Deposit Account Name	

The Commissioner is authorized to: (check off that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEES CALCULATION**1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	255
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	
SUBTOTAL (1) (\$)		255	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-20% =	X	=	Fee from below	Fee Paid
Independent					
Claims	+ 3% =	X	=		
Multiple Dependent					

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
103 18	203 9	Claims in excess of 20
102 64	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	" Reissue independent claims over original patent
110 18	210 9	" Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

*or number previously paid, if greater. For Reissues, see above

FEES CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 28	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for re-pair reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 820	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
120 1,960	228 980	Extension for reply within fifth month	
118 320	218 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
145 740	245 370	Filing a submission after final rejection (37 CFR § 1.129(e))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 800	169 800	Request for expedited examination of a design application	
Other fee (specify) _____			
*Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$)	

SUBMITTED BY		Complete if applicable	
Name (Print/Type)	S CHRISTOPHER EARLY	Registration No. (Attorney/Agent)	Telephone 404 261 4069
Signature		Date	1/21/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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